

House File 2050 - Enrolled

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HOUSE FILE 2050

AN ACT

RELATING TO ELECTIONS BY MAKING CHANGES CONCERNING
REQUIREMENTS FOR ENTRANCES TO CERTAIN POLLING PLACES,
ARRANGEMENT OF NAMES ON THE BALLOT FOR NONPARTISAN
OFFICES, AND ELECTION REGISTERS, AND INCLUDING
EFFECTIVE AND APPLICABILITY DATE PROVISIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 49.10, subsection 4, Code 2005, is
amended to read as follows:

4. ~~No~~ A single room or area of any building or facility
~~shall may~~ be fixed as the polling place for more than one
precinct ~~unless there are separate entrances each. The~~
location of each polling place shall be clearly marked within
the room or area on the days on which elections are held as
the entrance to location of the polling place of a particular
precinct, and suitable arrangements ~~are~~ shall be made within
the room or area to prevent direct access from the polling
place of any precinct to the polling place of any other
precinct. When the commissioner has fixed such a polling
place for any precinct it shall remain the polling place at
all subsequent elections, except elections for which the
precinct is merged with another precinct as permitted by
section 49.11, until the boundaries of the precinct are
changed or the commissioner fixes a new polling place, except
that the polling place shall be changed to a point within the
boundaries of the precinct at any time not less than sixty
days before the next succeeding election that a building or
facility suitable for such use becomes available within the
precinct.

Sec. 2. Section 49.31, subsection 2, unnumbered paragraph
2, Code 2005, is amended to read as follows:

On the general election ballot the names of candidates for
the nonpartisan offices listed in section 39.21 shall be
arranged by drawing lots for position. ~~The board of~~
~~supervisors commissioner~~ shall hold the drawing ~~at its first~~
~~meeting on the first business day~~ following the deadline for
~~receipt of objections and withdrawals by candidates~~ filing of
nomination certificates or petitions with the commissioner for
the general election pursuant to section 44.4. If a candidate
withdraws, dies, or is removed from the ballot after the
ballot position of names has been determined, such candidate's
name shall be removed from the ballot, and the order of the
remaining names shall not be changed.

Sec. 3. Section 49.77, subsections 1 and 2, Code 2005, are
amended to read as follows:

1. The board members of their respective precincts shall
have charge of the ballots and furnish them to the voters.
Any person desiring to vote shall sign a voter's declaration
provided by the officials, in substantially the following
form:

VOTER'S DECLARATION OF ELIGIBILITY

I do solemnly swear or affirm that I am a resident of the
.... precinct, ward or township, city of, county
of, Iowa.

I am a registered voter. I have not voted and will not
vote in any other precinct in said election.

I understand that any false statement in this declaration
is a criminal offense punishable as provided by law.

.....
Signature of Voter

.....
Address

.....
Telephone

Approved:

.....
Board Member

At the discretion of the commissioner, this declaration may
be printed on each page of the election register and the voter

3 4 shall sign the election register next to the voter's printed
3 5 name. The voter's signature in the election register shall be
3 6 considered the voter's signed declaration of eligibility
3 7 affidavit. The state commissioner of elections shall
3 8 prescribe by rule an alternate method for providing the
3 9 information in subsection 2 for those counties where the
3 10 declaration of eligibility is printed in the election
3 11 register. The state voter registration system shall be
3 12 designed to allow for the affidavit to be printed on each page
3 13 of the election register and to allow sufficient space for the
3 14 voter's signature.

3 15 2. One of the precinct election officials shall announce
3 16 the voter's name aloud for the benefit of any persons present
3 17 pursuant to section 49.104, subsection 2, 3, or 5. ~~Any If the~~
3 18 ~~declaration of eligibility is not printed on each page of the~~
3 19 ~~election register, any of those persons may upon request view~~
3 20 ~~the signed declarations of eligibility and may review the~~
3 21 ~~signed declarations on file so long as the person does not~~
3 22 ~~interfere with the functions of the precinct election~~
3 23 ~~officials. If the declaration of eligibility is printed on~~
3 24 ~~the election register, the precinct election official shall~~
3 25 ~~make available for viewing a listing of those voters who have~~
3 26 ~~signed declarations of eligibility. Any of those persons~~
3 27 ~~present pursuant to section 49.104, subsection 2, 3, or 5, may~~
3 28 ~~upon request view the listing of those voters who have signed~~
3 29 ~~declarations of eligibility, so long as the person does not~~
3 30 ~~interfere with the functions of the precinct election~~
3 31 ~~officials.~~

3 32 Sec. 4. EFFECTIVE AND APPLICABILITY DATES. This Act,
3 33 being deemed of immediate importance, takes effect upon
3 34 enactment and applies to elections held after the effective
3 35 date of this Act.

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CHRISTOPHER C. RANTS
Speaker of the House

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JOHN P. KIBBIE
President of the Senate

4 12 I hereby certify that this bill originated in the House and
4 13 is known as House File 2050, Eighty-first General Assembly.
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MARGARET THOMSON
Chief Clerk of the House

4 19 Approved _____, 2006

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THOMAS J. VILSACK
Governor